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8 UNITED STATES DISTRICT COURT
9 WESTERN DISTRICT OF WASHINGTON
TACOMA DIVISION

10 MATTHEW A. LUKE,

11 Plaintiff,

12 vs.

13 MICHAEL J. ASTRUE, Commissioner of the
14 Social Security Administration,

Defendant.

Civil No. 3:12-CV-05097-JRC

ORDER GRANTING STIPULATED
MOTION TO STAY THE SCHEDULING
ORDER

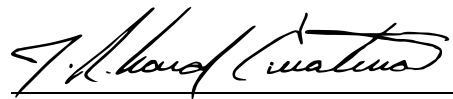
15 This Court has jurisdiction pursuant to 28 U.S.C. § 636(c), Fed. R. Civ. P. 73 and Local
16 Magistrate Judge Rule MJR 13 (see also Notice of Initial Assignment to a U.S. Magistrate
17 Judge and Consent Form, ECF No. 5; Consent to Proceed Before a United States Magistrate
18 Judge, ECF No. 7).

19 Based on the parties' Stipulated Motion to Stay the Scheduling Order (ECF No. 15), it
20 is hereby ORDERED that the Scheduling Order is STAYED for sixty days (July 23, 2012)
21 while the Social Security Administration's Office of Disability Adjudication and Review,
22 Appeals Council, attempts to locate the missing transcript from a third administrative hearing
23 in this case.

1 If the third hearing transcript can be located before July 23, 2012, a supplemental
2 certified administrative record shall be prepared, and the parties shall move this Court to lift the
3 stay and issue a new Scheduling Order.

4 If the third hearing transcript cannot be located by July 23, 2012, the parties shall notify
5 the Court and move to remand the case pursuant to sentence six of 42 U.S.C. § 405(g) or
6 defendant shall demonstrate why the scheduling order should be stayed for an additional amount
7 of time for the Appeals Council to locate the missing transcript.

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9 DATED this 23rd day of May, 2012.

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12 J. Richard Creatura
13 United States Magistrate Judge
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